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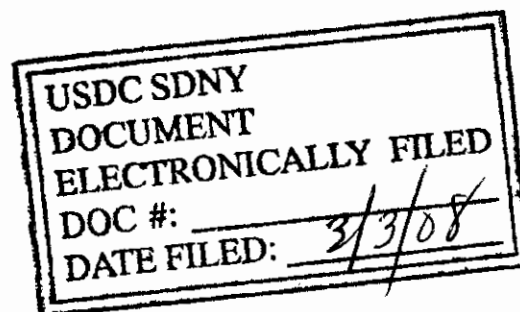
February 29, 2008

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VIA TELEFAX

The Honorable Loretta A. Preska  
United States Courthouse  
United States District Court  
Southern District of New York  
500 Pearl Street, Room 1320  
New York, NY 10007



**RE: John Croce v. America Hears, Inc., Henry C. Smith, and Robert Howard**  
**Docket No. 07-cv-8747**

Dear Judge Preska:

In accordance with Your Honor's Order dated February 11, 2008 with regard to the above-captioned matter, please be advised that the parties are in productive discussions regarding settlement and have a reasonable expectation that this matter will be resolved in the very near future.

If you have any questions or require additional information, please do not hesitate to contact me.

*Counsel shall inform the Court by letter of the status of the action no later than March 25, 2008*

Respectfully submitted,

ARCHER & GREINER  
A Professional Corporation

SO ORDERED

*Loretta A. Preska*

*Alexander Nemiroff*

AN/df UNITED STATES DISTRICT JUDGE

cc: Sandra C. McCallion, Esquire (via telefax)

*March 3, 2008*

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